

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with 37 CFR § 1.6(a)(4).

Dated: November 10, 2011
Electronic Signature for Mitchell A. Katz: /Mitchell A. Katz/

Docket No.: 02181.0087U2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gary P. Cook

Application No.: 10/564,494

Confirmation No.: 9161

Filed: July 15, 2004

Art Unit: 1612

For: METHOD FOR THE PREPARATION OF
CONTROLLED RELEASE FORMULATIONS

Examiner: I. Shomer

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the requirements of 37 C.F.R. § 1.56, submitted herewith on the accompanying Supplemental Information Disclosure Statement List (PTO/SB/08) is a listing of documents known to Applicant or Applicant's attorneys. In accordance with 37 C.F.R. § 1.98(a)(2), a copy of any cited U.S. patent or U.S. patent application publication documents is not enclosed. But, pursuant to 37 C.F.R. § 1.98(a)(2)(iv), and for the Examiner's review, Applicant has enclosed a copy of any cited: (1) non-U.S. patent or patent application, (2) non-patent publication, and (3) document from the prosecution of an U.S. or non-U.S. patent application. A summary/abstract translation of any cited non-English language reference is enclosed.

Regarding documents from the prosecution of related U.S. and non-U.S. patent applications, Applicant notes that 37 C.F.R. § 1.98(b) does not mention, and thus does not require, that Applicant provides any particular set of identifying information. While 37 C.F.R. § 1.98(a)(1) requires Applicant to provide a list of such documents, it does not require Applicant to include in that list specific identifying information. 37 C.F.R. § 1.98(a)(2)(iv) further requires Applicant to provide a copy of such documents. Thus, the rules do not require that Applicants provide any particular set of information about these documents prior to the Examiner's consideration of all the cited information. Nevertheless, in order to be as helpful as possible, Applicant has provided (a) information regarding the source of each document, which is the prosecution record of a U.S. or a non-U.S. patent application, and (b) a title or description of each document. The information provided

mirrors the requirements for cited U.S. and non-U.S. patent applications as set forth by 37 C.F.R. § 1.98(b). For at least these reasons, Applicant respectfully requests consideration of all documents submitted in this Supplemental Information Disclosure Statement and List.

Applicant would like to bring to the attention of the Examiner the existence of the following non-U.S. patent applications:

Examiner's Initials	Country	Application Number	Filing Date	Applicant	Attorney Docket No.
	CN	201110028030.X	4/12/2004	PR Pharmaceuticals Inc.	02181.0085CN2
	JP	2009-296315	12/25/2009	PR Pharmaceuticals Inc.	02181.0085JP2
	EP	11187401.2	7/15/2004	PR Pharmaceuticals Inc.	02181.0086EP2
	IN	2464/DELNP/2009	4/15/2009	PR Pharmaceuticals Inc.	02181.0086IN2
	JP	2011-100212	4/27/2011	PR Pharmaceuticals Inc.	02181.0086JP2
	EP	11187402.0	7/15/2004	PR Pharmaceuticals Inc.	02181.0087EP2
	JP	2011-100206	4/27/2011	PR Pharmaceuticals Inc.	02181.0087JP2

Pursuant to 37 CFR 1.97(b), Applicant believes that this submission is timely in that the Patent and Trademark Office has not yet mailed to Applicants a first office action on the merits after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114. Therefore, Applicant requests that the Examiner consider the cited documents and make the same of record in the prosecution of the instant patent application (U.S. Patent Application Serial No. 10/564,494).

Applicant submits that no fee is due; however, the Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 14-0629, under Order No. 02181.0087U2.

Dated: November 10, 2011

Respectfully submitted,

Electronic signature: /Mitchell A. Katz/

Mitchell A. Katz

Registration No.: 33,919

BALLARD SPAHR LLP

Correspondence Customer Number: 23859